

JAMES JILEK, et al., on behalf of
himself and all others similarly situated,

V.

COMPASS GROUP USA, INC., d/b/a
CANTEEN,

Case No. 3:23-cv-00818-RJC DCK

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Dated: May 8, 2024

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By: /s/ Richard S. Cornfeld

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Defendant that “[i]t is my understanding that Mr. Baldwin is recovering from a serious health problem, and I am unable to communicate with him for the time being. I still need to talk to him about the subpoena. And I am unable to file a request for dismissal of his case because I have not yet received written authorization from him.” Exhibit 1 to Reply Declaration of M. Anthony Jenkins. “Plaintiff Andres Borrero is suffering from traumatically induced brain damage, causing him short-term and long-term memory loss and therefore cannot satisfy the adequacy requirement of Rule 23. ... [Plaintiff’s counsel] learned that fact for the first time during a phone call with Mr. Borrero on or about March 7, 2024.” Declaration of Richard S. Cornfeld, Doc. # 300-2, ¶ 2. On April 1, 2024, prior to filing these motions, Plaintiffs filed Plaintiffs’ Supplement to Motion for Class Certification (Doc. # 294) to “withdraw their request that Plaintiffs Brian Baldwin and Andres Borrero be appointed class representatives and that the Court certify the South Carolina and Florida subclasses that they seek to represent.” Compass knew that when it responded to the motion for class certification.

Attorneys for Plaintiffs JAMES JILEK, BRIAN
BALDWIN and ANDRES BORRERO

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was served upon the following Defendant's counsel of record via electronic mail this 8th day of May, 2024.

/s/ M. Anthony Jenkins